

UNITED STATES DISTRICT COURT

DISTRICT OF MASSACHUSETTS

CENTRAL SECTION

FILED
IN CLERK'S OFFICE

2004 JUN 14 P 12:39

U.S. DISTRICT COURT
DISTRICT OF MASS

JOHN J. HALLORAN,
Plaintiff

V.

RJM CORPORATION and RICHARD J.
MONRO,
Defendants

CIVIL ACTION NO.

04-40110

PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION

The plaintiff, John J. Halloran, moves, pursuant to Federal Rule of Civil Procedure 65, for a Preliminary Injunction enjoining the defendants, RJM Corporation and Richard J. Monro, from selling, conveying, transferring, alienating, encumbering, or pledging the stock or assets of RJM Corporation, including but not limited to its intellectual property rights in the Beaumont technology, other than in the ordinary course of business. The plaintiff requests that this injunction continue until either a final judgment is entered and fully paid, or until such time as the defendant, RJM, sets aside funds in a separate escrow account satisfactory to the plaintiff in the amount of \$300,000.

In support of this Motion, the plaintiff states that he has a substantial likelihood of success on the merits in proving RJM Corporation's breach of his employment agreement and the defendants' violations of Connecticut General Statute §31-71 et seq. In further support, the plaintiff states that he will be irreparably harmed if the defendants are not so restrained and that such irreparable harm exceeds any harm to the defendants if the injunction is granted. The


plaintiff therefore requests that a Preliminary Injunction issue enjoining the defendants, their heirs, assigns, successors, employees, partners, agents, managers and members from selling, conveying, transferring, alienating, encumbering or pledging the stock of RJM Corporation, including but not limited to its intellectual property rights in the Beaumont technology, other than in the ordinary course of business, until there is a trial on the merits of this matter.

In further support, the plaintiff refers this Court to the accompanying Affidavit of John J. Halloran and supporting memorandum.

Respectfully submitted,

JOHN J. HALLORAN

By his attorney,



Richard C. Van Nostrand, Esq.

BBO #507900

Kristina H. Allaire, Esq.

BBO #646001

Mirick, O'Connell, DeMallie & Lougee, LLP

100 Front Street

Worcester, MA 01608-1477

Phone: (508) 791-8500

Fax: (508) 791-8502

Dated: June 14, 2004